

**BOSE MCKINNEY & EVANS LLP****CUSTOMER NUMBER 25267**2700 First Indiana Plaza  
135 North Pennsylvania Street  
Indianapolis, Indiana 46204**PATENT APPLICATION**

Applicant: Zerhusen et al.

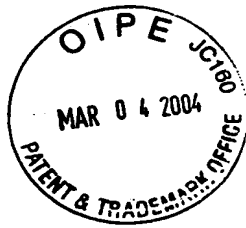
Serial No.: 10/644,122

Filing Date: August 20, 2003

Title: **BED SIDERAILS HAVING  
FLEXIBLE PORTIONS**

Group: 3673 Examiner: Lee, J.

Attorney Docket No.: 8266-1126

Certificate Under 37 C.F.R. 1.8(a)

I hereby certify that this paper or fee is being deposited with the United States Postal Service as first class mail in an envelope addressed to: MAIL STOP NON-FEE AMENDMENT, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

On March 1, 2004D. Cwiklinski  
D. CwiklinskiDated: March 1, 2004**MAIL STOP NON-FEE AMENDMENT**Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is a response in the above-identified application:

The fee has been calculated as shown below:

CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	NUMBER EXTRA	RATE	FEE
TOTAL CLAIMS (37 C.F.R. 1.16(c))	28	30	0	\$18	\$0
INDEPENDENT CLAIMS (37 C.F.R. 1.16(b))	4	4	0	\$86	\$0
* If applicant has small entity status under 37 C.F.R. 1.9 and 1.27, then divide total fee by 2, and enter amount here.			SMALL ENTITY TOTAL	NO	\$0
TOTAL FEE FOR ADDITIONAL CLAIMS					\$0

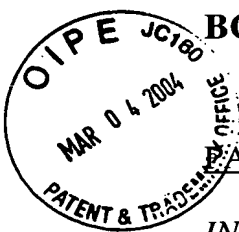
An Extension of Time for \_\_\_\_\_ month(s) is hereby requested  
under 37 C.F.R. 1.136(a). The required fee for filing this extension is: \_\_\_\_\_

Information Disclosure Statement \_\_\_\_\_

**TOTAL FEE FOR THIS AMENDMENT****\$0**A check in the amount of \$\_\_\_\_\_ to cover the total fee for this  
amendment is attached.

The Commissioner is hereby authorized to charge any additional filing fees under 37 C.F.R. 1.16 or processing fees under 37 C.F.R. 1.17 which may be required during the prosecution of this application, or credit of any overpayment, to Bose McKinney &amp; Evans LLP's Deposit Account No. 02-3223. A duplicate copy of this sheet is enclosed.

Ryan C Barker  
Attorney of Record  
Printed Name: Ryan C. Barker  
Registration No.: 47,405



**BOSE McKINNEY & EVANS LLP**

**CUSTOMER NUMBER 25267**

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135 North Pennsylvania Street  
Indianapolis, Indiana 46204  
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**PATENT APPLICATION**

***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Group: 3673 }  
Atty. Docket: 8266-1126 }  
Applicants: Zerhusen et al. }  
Invention: BED SIDERAILS HAVING }  
FLEXIBLE PORTIONS }  
Serial No.: 10/644,122 }  
Filed: August 20, 2003 }  
Examiner: Lee, J. }

Certificate Under 37 C.F.R. § 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: MAIL STOP NON-FEE AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

on March 1, 2004

*D. Cwiklinski*

D. Cwiklinski

Dated March 1, 2004

**RESPONSE TO ELECTION OF SPECIES REQUIREMENT**

**MAIL STOP NON-FEE AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Election of Species requirement mailed January 29, 2004, Applicants first note that the two species were defined by the Examiner as Fig. 8 and Fig. 12. Applicants believe that Species B should actually be Fig. 14 in order to be consistent with the Examiner's description of the species. Accordingly, Applicants hereby elect the invention of group B, including claims 1-15 and 18-30 which read thereon. Furthermore, Applicants note that the Examiner stated that no claim was generic to both species. Applicants respectfully disagree and submit that claims 1, 2, 4-6, 8-9, 11-12, 14, and 18-25 are all generic with respect to the species of Fig. 8 and Fig. 14.